

Sec. 25. REQUEST FOR PROPOSALS AND RESPONSES. The state department of transportation, in conjunction with the auditor of state, shall prepare, and the department shall issue a request for proposals for the digitized photolicensing equipment contract period beginning January 1, 2000, on a schedule that shall make available responses to the request for proposals, and an analysis of the response from the successful bidder, to the first session of the Seventy-eighth General Assembly no later than January 2, 1999. The proposal shall require responses on two options. One option shall be issuance of motor vehicle licenses by Adams, Cass, Fremont, Mills, Montgomery, and Page counties with the department authorized to issue motor vehicle licenses in all remaining ninety-three counties. Option two shall be issuance of motor vehicle licenses by Adams, Cass, Fremont, Mills, Montgomery, and Page counties, and up to forty-two additional counties who have met the conditions of section 3 of this Act, with the department authorized to issue motor vehicle licenses in the remaining fifty-one counties. The first session of the Seventy-eighth General Assembly may use the results of the responses in making a determination on expanding county issuance of motor vehicle licenses and shall do so before March 1, 1999. If the general assembly does not act in response to such information before March 1, 1999, then the department of transportation shall proceed with implementation of county issuance as detailed in this Act.

Sec. 26. CODE EDITOR DIRECTIVE. The Code Editor is instructed to change all references to "motor vehicle license" contained in chapter 321M and in this bill to "driver's license" if Senate File 2113 is enacted by the Seventy-seventh General Assembly, 1998 Session.\* This directive includes authority to change plural forms of the terms, and to reorganize definitions in section 321M.1, as enacted by this Act, so that the subsections remain in alphabetical order following any change of a defined term according to this directive.

Approved April 22, 1998

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## CHAPTER 1144

### PENALTIES FOR VIOLATIONS OF CITY OR COUNTY ORDINANCES AND CITY OR COUNTY INFRACTIONS

H.F. 2472

**AN ACT** relating to civil penalties imposed for violations of city or county ordinances or city or county infractions.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 331.302, subsection 15, Code 1997, is amended to read as follows:

15. A county shall not provide a civil penalty in excess of ~~one~~ five hundred dollars for the violation of an ordinance which is classified as a county infraction or if the infraction is a repeat offense, a civil penalty not to exceed ~~two~~ seven hundred fifty dollars for each repeat offense. A county infraction is not punishable by imprisonment.

Sec. 2. Section 331.307, subsection 1, Code 1997, is amended to read as follows:

1. A county infraction is a civil offense punishable by a civil penalty of not more than ~~one~~ five hundred dollars for each violation or if the infraction is a repeat offense a civil penalty not to exceed ~~two~~ seven hundred fifty dollars for each repeat offense.

Sec. 3. Section 364.3, subsection 6, Code 1997, is amended to read as follows:

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\* See chapter 1073 herein

6. A city shall not provide a civil penalty in excess of ~~one~~ five hundred dollars for the violation of an ordinance which is classified as a municipal infraction or if the infraction is a repeat offense, a civil penalty not to exceed ~~two~~ seven hundred fifty dollars for each repeat offense. A municipal infraction is not punishable by imprisonment.

Sec. 4. Section 364.22, subsection 1, unnumbered paragraph 1, Code 1997, is amended to read as follows:

A municipal infraction is a civil offense punishable by a civil penalty of not more than ~~one~~ five hundred dollars for each violation or if the infraction is a repeat offense, a civil penalty not to exceed ~~two~~ seven hundred fifty dollars for each repeat offense. However, notwithstanding section 364.3, a municipal infraction arising from noncompliance with a pretreatment standard or requirement, referred to in 40 C.F.R. § 403.8, by an industrial user may be punishable by a civil penalty of not more than one thousand dollars for each day a violation exists or continues.

Approved April 22, 1998

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## CHAPTER 1145

### BULK DRY ANIMAL NUTRIENT PRODUCTS

*H.F. 2542*

**AN ACT** regulating bulk dry animal nutrient products, providing for fees and an appropriation, providing penalties, and providing for an effective date.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. NEW SECTION. 200A.1 TITLE.

This chapter shall be known and may be cited by the short title of "Bulk Dry Animal Nutrient Products Law".

Sec. 2. NEW SECTION. 200A.2 PURPOSE.

The purpose of this chapter is to regulate certain bulk dry animal manure for use as a fertilizer or soil conditioner, which is unmanipulated and therefore not subject to regulation under chapter 200.

Sec. 3. NEW SECTION. 200A.3 DEFINITIONS.

As used in this chapter, unless the context otherwise requires:

1. "Advertise" means to present a commercial message in any medium including but not limited to print, radio, television, sign, display, label, tag, or articulation.

2. "Bulk dry animal nutrient product" or "bulk product" means an animal nutrient product delivered to a purchaser in bulk form to which a label cannot be attached.

3. "Department" means the department of agriculture and land stewardship.

4. "Distribute" means to offer for sale, sell, hold out for sale, exchange, barter, or supply or furnish a bulk dry animal nutrient product on a commercial basis.

5. "Distributor" means a person who distributes a bulk dry animal nutrient product.

6. "Dry animal nutrient product" means any unmanipulated animal manure composed primarily of animal excreta, if all of the following apply:

a. The manure contains one or more recognized plant nutrients which are used for their plant nutrient content.

b. The manure promotes plant growth.